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MAY 21 2010

OFFICE OF PETITIONS

In re Application of	:	
Ivan WU et al.	:	
Application No. 09/767,390	:	DECISION ON PETITION
Filed: January 23, 2001	:	
Attorney Docket No. JCLA6877	:	

This is a decision on the petitions, filed May 01, 2008, which is being treated as a request under 37 CFR 3.81(b)¹ to correct the assignee's name on the Fee(s) Transmittal form PTOL-85(b) so that the Letters Patent will issue to the assignee.

The request is **DISMISSED**.

Petitioner states that the correct assignee's name is "Au Optronics Corporation", and that Unipac Optoelectronics Corp. was incorrectly included on the Part B - Fee(s) Transmittal form at the time of payment of the issue fee. Accordingly, petitioner requests that the patent issue to "Au Optronics Corporation".

37 CFR 3.81(b), effective June 25, 2004, reads:

After payment of the issue fee: Any request for issuance of an application in the name of the assignee submitted after the date of payment of the issue fee, and any request for a patent to be corrected to state the name of the assignee, must state that the assignment was submitted for recordation as set forth in § 3.11 before issuance of the patent, and must include a request for a certificate of correction under § 1.323 of this chapter (accompanied by the fee set forth in § 1.20(a)) and the processing fee set forth in § 1.17(i) of this chapter.

¹ See MPEP 1309, subsection II and Official Gazette of June 22, 2004

A petition under 37 CFR 3.81(b) along with the \$130.00 processing fee set forth in 37 CFR 1.17(i) is required to correct applicant's error, before issuance of a Certificate of Correction, under 37 CFR 1.323.

The petitioner has failed to comply with the provisions of 37 CFR 3.81(b), the request cannot be granted at this time.

Inquiries concerning this decision should be directed to Michelle R. Eason at (571) 272-4231. Any questions concerning issuance of a certificate of correction should be directed to the Certificates of Correction Branch at (571) 272-4200.

A handwritten signature in black ink, appearing to read "Thurman K. Page". The signature is fluid and cursive, with a large initial "T" and "P".

Thurman K. Page
Petitions Examiner
Office of Petitions